IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4246 OF 2005

Pandurang Narayan Wakase. ... Applicant.
Versus.
The State of Maharashtra. ... Respondent.

Shri V.V.Purwant for the Applicant.

Shri R.Y.Mirza, A.P.P.for the Respondent.

CORAM : ABHAY S. OKA, J.

DATED : 22nd July, 2005.

P.C.:

1. Heard the learned Counsel for the Applicant and the learned A.P.P.

2. The learned Counsel for the Applicant submitted that there was absolutely no intention on the part of the Applicant to kill the victim and in fact none of the injuries are on the vital parts of the body of the victim. The learned A.P.P. pointed out the material against the Applicant.

3. The F.I.R. discloses that when the victim was at the place of incident, the Applicant went back to his house and brought a sickle and assaulted the victim. The medical report indicates that three fingers of the victim were chopped of and in fact there was traumatic amputation of three fingers. There is a stab wound on the right eye. It is obvious that the attempt made by

the Applicant is deliberate as according to the prosecution story he went back to his house and brought the sickle. Considering the gravity of the offence it is difficult to take a different view than the view taken by the learned Additional Sessions Judge. Hence the Application is rejected.

3. The trial is expedited and the same should be concluded by treating it as a High Court expedited trial.

Judge.